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EPA Region 5 Records Ctr.



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OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

**Lisa Madigan**  
ATTORNEY GENERAL

March 29, 2004

SENT BY FACSIMILE

James E. Meason  
113 W. Main St.  
Rockton, Illinois 61072

Re: Southeast Rockford Groundwater Contamination Site  
Ekberg Park - 2010300074-Winnebago County

Dear Mr. Meason:

Per our telephone conversation of this date regarding the Grant Of Access sent to you on December 24, 2003 and again on March 19, 2004, please provide a signed access agreement no later than April 19, 2004. As we explained, the Illinois EPA must begin work in the spring in order to utilize the existing QAPP. If we do not receive a signed access agreement by April 9, 2004, we will be forced to seek access from the federal district court.

We appreciate your cooperation in this matter and look forward to resolving the access issue in the near future. If you have any questions or if you wish to discuss this matter further, please contact me at the phone number below.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Elizabeth Wallace".

Elizabeth Wallace  
Senior Assistant Attorney General  
Environmental Bureau  
188 W. Randolph, 20th Flr.  
Chicago, Illinois 60601  
(312) 814-5396

cc: Mary Reed, DOJ



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

**Lisa Madigan**  
ATTORNEY GENERAL

Environmental Bureau  
188 W. Randolph St., 20th Flr.  
Chicago, Illinois 60601  
Tel. (312) 814-6677  
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FAX COVER SHEET

To: Tom Turner  
Phone: 886-0747  
From: Beck Wallace  
Phone: 312-814-5396  
Date: 4-14-04  
Number of pages attached: 6

*Meason letter*

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OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

March 19, 2004

James E. Meason  
113 W. Main St.  
Rockton, Illinois 61072

Re. Southeast Rockford Groundwater Contamination Site  
Ekberg Park - 2010300074-Winnebago County

Dear Mr. Meason:

Enclosed you will find a copy of a letter dated December 24, 2003, sent to Glen Ekberg regarding a Grant of Access which allows the Illinois EPA access to the area owned by Mr. Ekberg known as Ekberg Park. The purpose of the access is to allow the Illinois EPA, pursuant to an agreement with the U.S. EPA, to perform site investigation and other related activities at the Site. The enclosed letter provides more detail on the access.

We have not heard back from Mr. Ekberg regarding the access. Also, I have left you a couple of messages, and you have not returned my call. The government must have access to the property during the spring to complete the site investigation in order to move forward with the remedial action. Please provide a signed Grant of Access agreement by April 9, 2004. If we do not receive a signed agreement, we will have to utilize the Court to obtain access.

We appreciate your cooperation in this matter. If you have any questions or if you wish to discuss this matter further, please contact me at the phone number below.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Elizabeth Wallace".  
Elizabeth Wallace  
Senior Assistant Attorney General  
Environmental Bureau  
188 W. Randolph, 20th Flr.  
Chicago, Illinois 60601  
(312) 814-5396

cc: Mary Reed, DOJ  
Paul Jagiello, IEPA



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

**Lisa Madigan**  
ATTORNEY GENERAL

December 24, 2003

Mr. Glen Ekberg  
8065 Harrisville Road  
Rockford, Illinois 61109

Re: 2010300074-Winnebago County  
Southeast Rockford Groundwater Contamination Site  
Ekberg Park

Dear Mr. Ekberg:

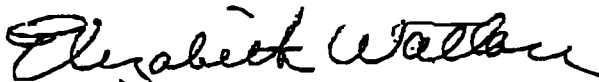
Enclosed you will find a Grant of Access, including Attachment A, which allows the Illinois EPA access to the area owned by you known as Ekberg Park, to perform site investigation and other related activities. ~~This Grant of Access is substantially the same as the Grant of Access that you signed on May 6, 2003. As in the May 6, 2003, Grant of Access, Attachment A includes a notice provision and opportunity for you to obtain split samples for soil and groundwater, with certain conditions. The two notable differences in the enclosed Attachment A are in numbers 3 and 4. In No. 3 of Attachment A, a more detailed description for general maintenance of the groundwater monitoring wells is included. No. 4 of Attachment A provides for installation of additional monitoring wells on the property. Because the groundwater monitoring well located on the far south side of the property was found to be dry during the summer of 2003, the Illinois EPA intends to install an additional groundwater monitoring well in that location.~~

The effective period of the enclosed Grant of Access is from the date signed through ~~December 31, 2004. The State originally intended that work be completed by December 31, 2003, but due to unforeseen budget issues, work was delayed. Therefore, the State is requesting access to your property through December 31, 2004.~~

Glen Ekberg  
December 14, 2003  
Page 2

Please sign the Grant of Access and return it to me in the enclosed self-addressed envelope by January 15, 2004. We appreciate your cooperation in this matter. If you have any questions or if you wish to discuss this matter further, please contact me at the phone number below.

Very truly yours,



Elizabeth Wallace  
Senior Assistant Attorney General  
Environmental Bureau  
188 W. Randolph, 20th Flr.  
Chicago, Illinois 60601  
(312)814-5396

cc. James H. Meason, 112 W. Lincoln St., P.O. Box 11, Chicago, IL 60602-0011  
Paul Jagiello, IEPA

### Chart of Accounts

Property located near Elsborg Park in the City of Rockford, Winnebago County, Illinois. The property for which access is being granted extends generally south to and including the creek, east to the western end of O'Connell St., west to the Pine Manor Subdivision and extending two hundred yards south of the north line of the same in the old de cee.

1. The undersigned is the owner or lessor of real estate indicated above.
2. The undersigned hereby authorizes and consents to the entry upon the indicated property by officers, employees, representatives, invitees or contractors of the State or counties of Illinois, as authorized by the Illinois Pollution Control Board, for the purpose of the Comprehensive Response, Compensation and Liability Act (CERCLA), 42 U.S.C. § 9601 et seq., the Illinois Environmental Protection Act, 215 ILCS 240/1 et seq., and the Illinois Pollution Control Board.
3. The undersigned consents to allow access to the above described real estate for the work as outlined in Attachment A.
4. I certify that this Grant of Access is given voluntarily and without coercion.
5. I understand all terms in this document and I agree to the terms.

**Date:** \_\_\_\_\_

**Printed name of the property owner (if applicable):**

**Signature:** \_\_\_\_\_

**Address:** \_\_\_\_\_

Phone: \_\_\_\_\_

**Company (if applicable):** \_\_\_\_\_

**Company Phone (if applicable):** \_\_\_\_\_

## Grant of Access

Property located near Ekberg Park in the City of Rockford, Winnebago County, Illinois. The property for which access is being granted extends generally north to and including the creek, east to the western end of O'Connell St., west to the Pine Manor Subdivision and extending two hundred yards south of the end of Balsam Lane in the cul-de-sac.

1. The undersigned is the owner or lessee of real estate indicated above.
2. The undersigned hereby authorizes and consents to the entry upon the indicated property by officers, employees, authorized representatives, invitees or contractors of the State of Illinois, upon showing of proper identification, for such actions as are necessary or appropriate to carry out the purposes of the Comprehensive Response, Compensation and Liability Act ("CERCLA"), 42 U.S.C. 9601 *et seq.*, the Illinois Environmental Protection Act, 415 ILCS 5/1 *et seq.* (2002), as amended, and the rules and regulations of the Illinois Pollution Control Board.
3. The undersigned consents to allow access to the above described real estate for the work as outlined in Attachment A.
4. I certify that this Grant of Access is given voluntarily and without coercion.
5. Site access shall remain in effect through December 2004.

Date: \_\_\_\_\_

Printed name of the property owner (if applicable): \_\_\_\_\_

Signature: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

Company (if applicable): \_\_\_\_\_

Company Phone (if applicable): \_\_\_\_\_

Attachment A

Activities to be performed on the property relating to the June 11, 2002 Record of Decision.

1. Surveying of the property. The surveying activity will include personnel and vehicles associated with professional surveying.
2. Soil borings that will include the collection of soil samples and soil gas samples with a truck mounted geoprobe.
3. Collection of groundwater samples from existing wells and this will include general maintenance of the wells. General maintenance of the wells could include reconstruction of heaved concrete pads, removal and replacement of protective covers and the addition or replacement of bumper posts around the wells. Vehicles and personnel may also be required on the property.
4. Installation of additional groundwater monitoring wells, with the number of wells to be determined. The installation of groundwater monitoring wells will require a drill rig.
5. Collection of surface samples soil and water that would require personnel and vehicles.
6. Testing and possible removal of fill materials placed on the property located within Area 7 of Southeast Rockford Groundwater Contamination Site.
7. The Illinois EPA or its representative will provide Glen Ekberg at least forty-eight (48) hours notice of soil and/or water sampling events for soil and/or water samples taken from property owned by Glen Ekberg.
8. The Illinois EPA or its representative agree to split soil and/or water samples with Glen Ekberg for samples taken from property owned by Glen Ekberg for those samples with sufficient volume for splitting. Glen Ekberg must provide sample containers and bottles for the samples to be split.
9. Soil gas samples and soil samples taken from a geoprobe will not be split because there will be insufficient sample volume to split. For health and safety reasons, an Exclusion Area will be specified in the Health and Safety Plan for the work to be performed at the site, including the soil and water sampling work. For health and safety reasons, only the Illinois EPA or its representatives will be able to work within the designated Exclusion Area.
10. It is suggested, for health and safety reasons, that anyone in the area of work being performed have personal protective equipment to Level B (full face respirator) available and that would include those at the site outside of the Exclusion Area.
11. Any sample to be split will be taken by the Illinois EPA or its representatives and Glen Ekberg or his representative can view the sampling activity from outside the Exclusion Area.